

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

MICHAEL W. TIERNEY
KELLY A. TIERNEY
Debtor(s)

§ Case No. 00-12-37132
§
§
§

CHAPTER 13 STANDING TRUSTEE'S FINAL REPORT AND ACCOUNT

Jeffrey L. Sapir, chapter 13 trustee, submits the following Final Report and Account of the administration of the estate pursuant to 11 U.S.C. § 1302(b)(1). The trustee declares as follows:

- 1) The case was filed on 08/15/2012.
- 2) The plan was confirmed on 05/08/2014.
- 3) The plan was modified by order after confirmation pursuant to 11 U.S.C. § 1329 on NA.
- 4) The trustee filed action to remedy default by the debtor in performance under the plan on NA.
- 5) The case was completed on NA.
- 6) Number of months from filing or conversion to last payment: 0.
- 7) Number of months case was pending: 65.
- 8) Total value of assets abandoned by court order: NA.
- 9) Total value of assets exempted: NA.
- 10) Amount of unsecured claims discharged without full payment: \$66,869.90.
- 11) All checks distributed by the trustee relating to this case have cleared the bank.

Receipts:

| | | |
|--|--------------|---------------------|
| Total paid by or on behalf of the debtor | \$ 96,845.40 | |
| Less amount refunded to debtor | \$ 4,829.08 | |
| NET RECEIPTS: | | \$ 92,016.32 |

Expenses of Administration:

| | |
|---|--------------------|
| Attorney's Fees Paid Through the Plan | \$ 2,131.00 |
| Court Costs | \$ 0.00 |
| Trustee Expenses & Compensation | \$ 5,389.04 |
| Other | \$ 0.00 |
| TOTAL EXPENSES OF ADMINISTRATION: | \$ 7,520.04 |
| Attorney fees paid and disclosed by debtor: | \$ 0.00 |

Scheduled Creditors:

| Creditor Name | Class | Claim Sched. | Claim Asserted | Claim Allowed | Prin. Paid | Int. Pd. |
|--|---------------|-----------------|-------------------|------------------|---------------|-------------|
| CAVALRY PORTFOLIO SERVICE, LLC | Unsecured | 406.00 | 457.58 | 457.58 | 29.75 | 0.00 |
| THOMAS J. MINOTTI, ESQ. | Attorney Fees | 2131.00 | 2131.00 | 2131.00 | 2131.00 | 0.00 |
| DEPARTMENT STORES NATIONAL BANK/MACY'S | Unsecured | 1006.00 | 1006.07 | 1006.07 | 65.42 | 0.00 |
| AMERICAN INFOSOURCE LP AS | Unsecured | 11445.00 | NA | NA | 0.00 | 0.00 |
| Advantage Assets II, Inc. | Unsecured | 3097.00 | 3097.09 | 3097.09 | 201.38 | 0.00 |
| TALBOTS | Unsecured | 623.00 | 623.91 | 623.91 | 40.57 | 0.00 |
| INTERNAL REVENUE SERVICE | Expunged | 1700.00 | NA | NA | 0.00 | 0.00 |
| INTERNAL REVENUE SERVICE | Expunged | NA | NA | NA | 0.00 | 0.00 |
| AMERICAN INFOSOURCE LP AS | Unsecured | 1089.00 | 1239.44 | 1239.44 | 80.59 | 0.00 |
| BANK OF AMERICA | Unsecured | 1051.00 | 924.90 | 924.90 | 60.14 | 0.00 |
| BANK OF AMERICA | Unsecured | 60361.00 | 60186.06 | 60186.06 | 3913.46 | 0.00 |
| QUANTUM3 GROUP LLC AS AGENT FOR | Unsecured | NA | 54.47 | 54.47 | 3.54 | 0.00 |
| INSOLVE RECOVERY, LLC | Unsecured | 5697.00 | 1171.39 | 1171.39 | 76.17 | 0.00 |
| INSOLVE RECOVERY, LLC | Unsecured | 3316.00 | 2759.44 | 2759.44 | 179.43 | 0.00 |
| DITECH FINANCIAL, LLC | Secured | 316607.00 | 63915.87 | 63915.87 | 63915.87 | 0.00 |
| U.S. BANK NATIONAL ASSOCIATION | Secured | 139203.00 | 15929.96 | 15929.96 | 15929.96 | 0.00 |
| DITECH.COM | SECURED | 43907.00 | NA | NA | NA | NA |
| ASSET ACCEPTANCE LIC | UNSECURED | 3645.00 | NA | NA | NA | NA |
| BANK OF AMERICA | UNSECURED | 36004.54 | NA | NA | NA | NA |
| CHASE | UNSECURED | 4793.00 | NA | NA | NA | NA |
| CITI/CBNA | UNSECURED | 3291.00 | NA | NA | NA | NA |
| EASTERN ACCOUNT SYSTEM | UNSECURED | 884.00 | NA | NA | NA | NA |
| GECRB/LORD & TAYLOR | UNSECURED | 427.00 | NA | NA | NA | NA |
| PORTFOLIO RECOVERY ASSOCIATES | UNSECURED | 1661.96 | NA | NA | NA | NA |
| PROGRESSIVE FINANCIAL SERVICES | UNSECURED | 1408.17 | NA | NA | NA | NA |
| Creditors continue on next page | | | | | | |

Scheduled Creditors (Continued):

| <u>Creditor Name</u> | <u>Class</u> | <u>Claim Sched.</u> | <u>Claim Asserted</u> | <u>Claim Allowed</u> | <u>Prin. Paid</u> | <u>Int. Pd.</u> |
|---------------------------------|--------------|-------------------------|---------------------------|--------------------------|-----------------------|---------------------|
| SPIEGEL/WORLD FINANCIAL NETWORK | UNSECURED | 203.00 | NA | NA | NA | NA |
| ST ELIZABETH ANN SETON PARISH | UNSECURED | 7778.00 | NA | NA | NA | NA |
| SUNOCO/CITI | UNSECURED | 1239.00 | NA | NA | NA | NA |

Summary of Disbursements to Creditors:

| | <u>Claim Allowed</u> | <u>Principal Paid</u> | <u>Interest Paid</u> |
|-------------------------------------|--------------------------|---------------------------|--------------------------|
| Secured Payments: | | | |
| Mortgage Ongoing | \$ 0.00 | \$ 0.00 | \$ 0.00 |
| Mortgage Arrearage | \$ 0.00 | \$ 0.00 | \$ 0.00 |
| Debt Secured by Vehicle | \$ 0.00 | \$ 0.00 | \$ 0.00 |
| All Other Secured | \$ 79,845.83 | \$ 79,845.83 | \$ 0.00 |
| TOTAL SECURED: | <u>\$ 79,845.83</u> | <u>\$ 79,845.83</u> | <u>\$ 0.00</u> |
| Priority Unsecured Payments: | | | |
| Domestic Support Arrearage | \$ 0.00 | \$ 0.00 | \$ 0.00 |
| Domestic Support Ongoing | \$ 0.00 | \$ 0.00 | \$ 0.00 |
| All Other Priority | \$ 0.00 | \$ 0.00 | \$ 0.00 |
| TOTAL PRIORITY: | <u>\$ 0.00</u> | <u>\$ 0.00</u> | <u>\$ 0.00</u> |
| GENERAL UNSECURED PAYMENTS: | <u>\$ 71,520.35</u> | <u>\$ 4,650.45</u> | <u>\$ 0.00</u> |

Disbursements:

| | | |
|-----------------------------|---------------------|---------------------|
| Expenses of Administration | <u>\$ 7,520.04</u> | |
| Disbursements to Creditors | <u>\$ 84,496.28</u> | |
| TOTAL DISBURSEMENTS: | | <u>\$ 92,016.32</u> |

12) The trustee certifies that, pursuant to Federal Rule of Bankruptcy Procedure 5009, the estate has been fully administered, the foregoing summary is true and complete, and all administrative matters for which the trustee is responsible have been completed. The trustee requests a final decree be entered that discharges the trustee and grants such other relief as may be just and proper.

Date: 01/08/2018

By: /s/Jeffrey L. Sapir
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.